

1                   **PROOF OF SERVICE**

2                   I am employed in the County of Orange, State of California. I am over the  
 3 age of eighteen (18) years and am not a party to the within action. My business  
 4 address is that of 16148 Sand Canyon Avenue, Irvine, CA 92618.

5                   On August 8, 2007, at Oswald & Yap, 16148 Sand Canyon Avenue, Irvine,  
 6 CA 92618, following ordinary business practices, I served a true and correct copy  
 7 of the foregoing document entitled

- 8                   •     ***MEMORANDUM OF POINTS AND AUTHORITIES IN  
 9                   OPPOSITION TO MOTION FOR ORDER DETERMINING  
 10                  GOOD FAITH SETTLEMENT BETWEEN PLAINTIFF AND  
 11                  DEFENDANTS JOHN TAM, COREY FONG AND JAMIE YANG;***
- 12                  •     ***DECLARATION OF MICHAEL A. OSWALD;***
- 13                  •     ***[PROPOSED] ORDER***

14                  on interested parties in this action by placing a true and correct copy of each  
 15 document thereof, enclosed in a sealed envelope, addressed as follows:

16                  Robert W. Dickerson  
 17                  Michael A. Tomasulo  
 18                  Anna E. Raimer  
 19                  JONES DAY  
 20                  555 South Flower Street, Fiftieth Floor  
 21                  Los Angeles, CA 90071-2300  
 22                  (213) 489-3939  
 23                  FAX • (213) 243-2539  
 24                  E-mail: [rwdickerson@jonesday.com](mailto:rwdickerson@jonesday.com)  
 25                  Matomasulo@jonesday.com  
 26                  Attorneys for Plaintiff,  
 27                  ACTIVISION PUBLISHING, INC.

28                  Yee-Horn Shuai, Esq.  
 29                  Shuai & Associates  
 30                  301 E. Colorado Blvd., Suite 514  
 31                  Pasadena, CA 91101  
 32                  (626) 405-0348  
 33                  FAX • (626) 405-0890  
 34                  E-mail:  
 35                  Attorneys for Defendants, JAMIE  
 36                  YANG, JOHN TAM and COREY  
 37                  FONG

38                  Kurt E. Wilson, Esq.  
 39                  Sweeney, Mason, Wilson &  
 40                  Bosomworth  
 41                  983 University Avenue, Suite 104C  
 42                  Los Gatos, CA 95032-7637  
 43                  (408) 356-3000  
 44                  FAX • (408) 354-8839  
 45                  E-mail: [kwilson@smwb.com](mailto:kwilson@smwb.com)  
 46                  Attorneys for Defendants, DOUG  
 47                  KENNEDY & REVERB  
 48                  COMMUNICATIONS, INC.

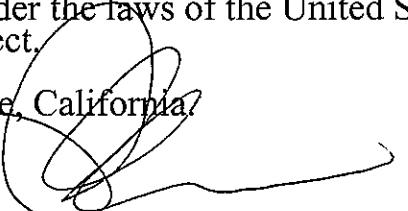
49                  Jason B. Witten, Esq. (*Courtesy  
 50                  Copy*)  
 51                  Wang, Hartmann & Gibbs, PC  
 52                  1301 Dove Street, Suite 1050  
 53                  Newport Beach, CA 92660  
 54                  (949) 833-8483  
 55                  FAX • (949) 833-2281  
 56                  E-mail: [rcauley@whglawfirm.com](mailto:rcauley@whglawfirm.com)

57                  ( ) **BY MAIL:** I am readily familiar with Oswald & Yap's, business practice  
 58 for collection and processing of correspondence for mailing with the United  
 59 States Postal Service. I know that the correspondence is deposited with the  
 60 United States Postal Service on the same day this declaration was executed  
 61 in the ordinary course of business. I know that the envelope was sealed and,  
 62 with postage thereon fully prepaid, placed for collection and mailing on this  
 63 date, following ordinary business practices, in the United States mail at  
 64 Irvine, California.

- 1     **BY PERSONAL SERVICE:** I caused the foregoing document(s) to be  
2    delivered by hand to the above address(es).  
3     **BY OVERNIGHT COURIER:** I caused the foregoing document to be  
4    delivered to an overnight courier service (Federal Express) for delivery to  
5    the above address.  
6     **BY FACSIMILE MACHINE:** I caused the above-referenced document(s)  
7    to be transmitted to the above-named persons at afore-referenced facsimile  
8    number.

I declare under penalty of perjury under the laws of the United States of  
America that the foregoing is true and correct.

Executed on August 8, 2007, at Irvine, California.



Patricia Tonti-Mace

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